

Aquinnah Board of Selectmen
Minutes of Meeting 11/13/2012
Aquinnah Town Hall Selectmen's Mtg Room

Members present: Spencer Booker, Chairman, Jim Newman, Beverly Wright

Also present: Adam Wilson, Town Administrator; Police Chief Randhi Belain, Fire Chief Simon Bollin, Sgt Paul Manning, Assistant Assessor Angela Cywinski

The meeting began at 5:05 pm

-1st on the agenda was a review of minutes from the 10-30 Selectmen's meeting.

-Jim made a motion to accept the minutes from October 30th. Spencer seconded.

The Board voted 2 –0- 1 in favor. The motion passed.

Next on the agenda was a review of the most recent storms and damage done to the Town. Adam said that the only issue from the storms was damage done to Lobsterville Road. Storm updates were done on the web site and Adam and Gary (Robinson, Town EMD), attended all the emergency management directors meeting at the County Administration Building over the weekend. Adam said a site visit was done last Monday with engineer George Sourati, Jim Miller and Curtis Chandler from the Tribe, Randhi and Jay (Smalley, Town Highway Superintendent). It was decided that George needs to be hired to do a survey of the damage and how to fix it. He reported that there was favorable discussion on having the Town fix the road and the Tribe fixing the protective dune that has washed away.

-Adam asked the Board to vote retroactively that the Town was under a state of emergency from Oct. 28th @ 6:00 pm to Oct. 30th @ 8:00 am. He said this is needed for reimbursement purposes. There was discussion that Spencer had stated in e-mails during the storm that the emergency existed.

Jim made a motion that retroactive to October 28th beginning at 6:00 pm and ending October 30th at 8:00 am, the Town of Aquinnah was under a state of emergency. Beverly seconded.

The Board voted 3 – 0 in favor. The motion passed.

-Adam briefed the Board on the necessary accounting measures the Town has to take in order to get reimbursed by the MEMA and FEMA.

-Next on the agenda was a report from Randhi about a (L)ive (S)can (F)ingerprint (M)achine and a conflict that has come about in terms of where it will be located. He said the machine is being obtained from a grant written by the Tribe's Judiciary Committee. He said that initially working with Laurie Perry, the machine was going to be housed at the police station. Randhi stated that the machine's use was not part of the (M)emorandum (O)f (U)nderstanding but had a verbal agreement that it would be at the police station. Randhi reported that he's had recent contact with the state's executive office of public safety asking what the status of the machine was. He said that the State and other entities want to know where the machine is going because feedback they have received from the Tribe is that it will be located with them. He stated his concern that because the machine has access to other criminal justice agencies and can resource state and federal files, it should be spelled out in the MOU how the Tribe will use the machine, who has access to it, training and so on. He wants to have a meeting with Tribal officials to figure out where the machine will go and if the public safety MOU needs to be modified. Randhi said the state has a concern that the LSFM is now being considered housed in a place other than a law enforcement agency.

-Randhi requested the Board set up a meeting with the Tribe to discuss the machine and where the two governments are going with the MOU. There was discussion about who chairs the Tribe's Judiciary Committee. Beverly said it

was Grace Randolph. It was agreed that the Board would write a letter asking for a meeting to discuss this issue and the where it falls with the MOU.

-Next on the agenda was a request from the residents of “0” Harpoon Hollow to make their address legal and the request to clearly identify Sandcastle Rd from Sandcastle Way. Angela said she’s the new E-911 Liaison for the police department. She said she had a request from Kate Corjulo for a legal address #. She assigned her 47 State Rd. Then Kate corresponded that she was assigned Zero Harpoon Hollow by Fire Chief Walter Delaney (who is now retired). Angela said that in fact Harpoon Hollow is not the correct name of the road, it is in fact “Amos Smalley Rd.” She also stated that it is not a road but officially a county easement. To make it legally Harpoon Hollow, there needs to be public hearing with the Planning Board. They would have to consider the proper metes & bounds presented to them and the requested name. Once passed, the info goes to the Town Clerk, who is the official keeper of the roads. She said the Registry of deeds has on file most of the major roads in town.

-Angela showed a binder full of old maps that had in it where Sandcastle Lane and Sandcastle Way are located, which is off of it. Randhi talked about the history of how names got established with the introduction of E-91. Walter and Mike Marshall decided that “Sandcastle” is the primary road and ways, places, and lanes would spur off of Sandcastle. Other similar roads in town were discussed.

-Angela said there aren’t any numbers to be given the Kennedy subdivision because Moshup Trail starts at 2 at the bottom of the road. There was discussion about how there has been no accounting in assigning numbers to buildable lots. Newer residences built at the beginning of roads have higher numbers than their neighbors.

-Getting back to 0 Harpoon Hollow, Simon said there is no room for expansion. The lot was #1 and then subdivided. 0 is not an option. Her dilemma has more to do with billing and/or delivery companies that won’t accept 0 as a mailing address. If she wants to maintain a Harpoon Hollow address, it has to be 18.

Randhi stated that even though the road is not legal according to Assessor/Planning Board/Town Clerk protocols, Harpoon Hollow does come up on the E-911 screen.

-It was decided that Adam will write a letter to Kate that states her options are to keep 47 State Rd or be reassigned to have 18 Harpoon Hollow and that Dana An’s request to change Sandcastle Way to another name will require a hearing with the Planning Board.

-In Adam’s TA Report he stated the following:

1. The ads for the Lighthouse Committee are in both papers. Deadline for interest in serving is Wednesday, November 21st at 5:00 pm
2. Reminder that the Special Town Meeting is Thursday, November 15th @ 7:00 pm in the Old Town Hall
3. The solar array is close to starting up. It’ll be only the 5th solar approved facility on a capped landfill in the state, behind Canton, Easthampton, Greenfield and S. Hadley)
4. There hasn’t been any response yet from McCusker on allowing preservation work to be done on the cattle pound. Selectmen discussed voting on the article anyway and if the request is turned down, having the money rescinded at a future Town Meeting;
5. Appointments are needed for the following committees
 - A. AQ Land Bank Representative
 - B. Cemetery Commissioner
 - C. Selectmen’s Rep to the MVC
 - D. MV Center for Living

-In other Selectmen’s business, Chief Bollin reported that the water reserve tank in the circle is leaking and will be in need of repair. He talked about replacing it since it only holds 7,500 gallons which is relatively small. The Chief also wants to also get a fire hydrant up to the end of the parking circle. The vehicles can’t pump the distance from

the current hydrant to a fire at the shops. Simon reported that the pumper truck has a water leak and will need repair.

-Simon reported he has done a partial inspection at the Tribe's property. He inspected the housing and the main administrative building. He reported he would like to do another tour and stated his concerns as follows:

1. The building that stores the chemicals for the septage and water treatment facilities aren't properly placarded to the chemicals stored there. He also said that in case of a fire, that building would block the exit road needed by housing to properly evacuate;

2. During the tour it was discussed the perception the Tribe's housing administration has regarding notification when training sessions need to occur and inspection of the water tanks. He said according to the Town-Tribe Safety Agreement, it's the Fire Chief's responsibility to maintain the tanks. He needs to know how much water they hold and periodically inspect and engage the department in training exercises to draw from them.

His concern is to give two weeks notification to the Tribe before coming on property. That policy, which he doesn't have a problem with, is something that should be spelled out in the safety agreement. Spencer stated that there is a lease arrangement made between the housing authority and the Tribal Council. But the overall responsibility for all Tribal Lands fall with the council. They are the landlords;

3. There is approximately 12,000 gallons of Propane on the property. The state requires a license for any property that has more than 2,000 gallons on it, not a permit from the fire chief. He broke down where it is all located. The State Fire Marshall would be part of future decisions;

4. Keys for access to buildings. Currently he has none and the caretakers for housing live in Oak Bluffs so it's a 40 minute wait before keys can be produced to get into a residence during an emergency situation. If an alarm has been set off, the caretaker has to reset it, not a member of the fire department;

5. There are no documents identifying what chemicals are being used for water and septage treatment.

-Simon said he's doing research to see if a State Fire Marshall's license is needed for all the propane on property. He did not get the chance to inspect the water testing lab. Simon said he needs to know all the portable generators on property and have access to them in case a decision is made during an emergency to have NSTAR kill the power and access the generators so that they don't kick on once power was interrupted. Simon said he did do a walk through of the community center building and they have fixed a lot of the concerns he had the last time he toured the building. He added that the building still needs a sprinkler system because it has an occupancy load greater than 100 and it's a state law that you need fire suppression.

-Adam stated he would work with Simon on drafting a letter on the concerns discussed tonight and to set up a meeting to consider amending the safety agreement.

-Simon said there will be a large drill up at the circle in the next few weeks. Adam said let him know so he can advertise it properly. Spencer Booker Jr. and Zack Smalley have joined the Fire Department.

The fire department has acquired a used but good compressor from Edgartown for the Scott Packs. Additional oxygen bottles have come from Tisbury's surplus.

-In other business, Randhi brought up his concerns about the proposal to increase hours for parking at the circle and where parking can be increased. He said he doesn't favor 1.5 hours for free parking because it reduces turnover and creates more standby traffic in areas where there are a lot of pedestrians. There was discussion about what's been agreed upon between the Board and the circle business owners and how it needs tweaking.

A motion was made and seconded to adjourn.

The Board voted 3 – 0 in favor. The motion passed.

The meeting ended at 6:15 pm.